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**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**MONDAY, NOVEMBER 15, 2021.**

[112]

# JOURNAL OF THE HOUSE.

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Monday, November 15, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of  
allegiance.

## *Message from the Governor.*

A message from His Excellency the Governor recommending legislation relative to implementing the recommendations of the Special Commission on Operating Under the Influence and Impaired Driving (House, No. 4255), was filed in the office of the Clerk on Wednesday, November 10.

Driving,—  
impairment.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on the Judiciary. Sent to the Senate for concurrence.

## *Resolutions.*

Resolutions (filed with the Clerk by Ms. Ehrlich of Marblehead) congratulating Declan Thomas Golden on his elevation to the rank of Eagle Scout, were referred under Rule 85, to the committee on Rules.

Declan  
Golden.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Wong of Saugus, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

## *Petition.*

Representative Muratore of Plymouth and Senator Moran presented a joint petition (accompanied by bill, House, No. 4258) of Mathew J. Muratore, Susan L. Moran and others (by vote of the town) relative to the appointment of police officers in the town of Plymouth; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Plymouth,—  
police  
officers.

## *Papers from the Senate.*

The House Bill relative to immediate COVID-19 recovery needs (House, No. 4234), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2580.

COVID-19  
recovery  
needs (ARPA).

Under suspension of Rule 35, on motion of Mr. Wong of Saugus, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on motion of Mr. Michlewitz of Boston, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Michlewitz, Hunt of Boston and Smola of Warren were appointed the committee on the part of the House. Sent to the Senate to be joined.

Committee of conference.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Rodrigues, Friedman and O'Connor had been joined as the committee on the part of the Senate.

Id.

The House Bill establishing a sick leave bank for Samantha Davignon, an employee of the Department of Children and Families (House, No. 4094), came from the Senate, passed to be engrossed, in concurrence, with an amendment in line 4 inserting after the word "Davignon", the first time it appears, the words "to care for her child". The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Samantha Davignon,— sick leave.

A Bill allowing humane transportation of K9 partners aka Nero's law (Senate, No. 2573) (on Senate bill No. 1606), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

K9 partners.

A petition (accompanied by bill, Senate, No. 2581) of Bruce E. Tarr (by vote of the town) for legislation relative to an amendment to chapter 174 of the acts of 2020 for the town of Hamilton, was referred, in concurrence, to the committee on Revenue.

Hamilton,— property.

A petition of Michael F. Rush and Anne M. Gobi for legislation relative to the governance, structure and care of veterans at the Commonwealth's veterans' homes, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Veterans and Federal Affairs.

Veterans' homes.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2582) was referred, in concurrence, to the committee on Veterans and Federal Affairs.

### *Reports of Committees.*

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Senate Bill concerning genocide education (Senate, No. 2557), ought to pass with amendments by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4249; and by inserting before the enacting clause the following emergency preamble:

Genocide education.

"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to ensure every school district provides instruction on the history of genocide, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."

Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Honan of Boston, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Wong of Saugus, the bill was read a second time forthwith.

The amendments recommended by the committee on Ways and Means then were adopted; and the bill (Senate, No. 2557, amended) was ordered to a third reading.

By Mr. Lawn of Watertown, for the committee on Health Care Financing, on Senate, No. 761 and House, No. 1290, a Bill to streamline access to critical public health and safety-net programs through common applications (House, No. 1290) [Cost: Greater than \$100.000.00].

Public health and safety-net programs.

By the same member, for the same committee, on Senate, No. 756 and House, No. 1311, a Bill relative to step therapy and patient safety (House, No. 1311) [Cost: Greater than \$100.000.00].

Step therapy and patient safety.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the following House bills be scheduled for consideration by the House:

Creating a maximum allowable check-cashing rate (House, No. 417);

Check-cashing.

Relative to investment of certain trust funds in the town of Weston (House, No. 3894) [Local Approval Received];

Weston,— investments.

Authorizing the town of Swansea to enter into a lease agreement for Medeiros Farm (House, No. 4197) [Local Approval Received];

Swansea,— farm.

Establishing a select board in the town of Bolton (House, No. 4198) [Local Approval Received];

Bolton,— select board.

Authorizing the transfer of certain land in the towns of Lee and Lenox to Edith Wharton Restoration, Inc. (House, No. 4215);

Lee and Lenox.

Relative to the membership of the Historic District Commission of the town of Sudbury (House, No. 4216) [Local Approval Received]; and

Sudbury,— commission.

Regarding licenses for the sale of alcoholic beverages to be drunk on the premises in the town of Tisbury (House, No. 4240) [Local Approval Received];

Tisbury,— liquor licenses.

Severally placed in the Orders of the Day for the next sitting for a second reading.

#### *Engrossed Bills.*

The engrossed Bill validating the results of the special town meeting held on September 14, 2021 and the special election held on September 21, 2021 in the town of Leicester (see House bill printed in House, No. 4211) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

The engrossed Bill designating a certain bridge in the town of Needham the Private First Class David “Damon” Borrelli memorial bridge (see House, No. 3469) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Id.

#### *Orders of the Day.*

House bills

Further regulating the powers of the town manager in the town of North Andover (House, No. 2190) (its title having been changed by the committee on Bills in the Third Reading);

Third reading bills.

Relative to changing the name of the board of selectmen in the town of Norwell (House, No. 3916); and

Establishing an open town meeting in the town of Lee (House, No. 4092);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

#### *Recess.*

At thirteen minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House recessed subject to the call of the Chair; and at seventeen minutes after one o'clock P.M. the House was called to order with Mr. Garballey in the Chair.

Recess.

#### *Reports of Committees.*

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill enhancing the market review process (House, No. 4253) [for order, see House, No. 4254]. The order was adopted.

Market review process,— procedures.

Prior to the noon recess,— By Mr. Lawn of Watertown, for the committee on Health Care Financing, on Senate, Nos. 778 and 812 and House, Nos. 1247, 1253, 1259, 1260, 1262, 1275, 1282, 1285 and 1294, a Bill enhancing the market review process (House, No. 4248) [Cost: Greater than \$100,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means.

Healthcare market review process.

Subsequently, the noon recess having terminated, Mr. Michlewitz of Boston, for said committee, reported that the foregoing bill, ought to pass with an amendment by substituting therefor a bill with the same title (House, No. 4253). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Honan of Boston, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Wong of Saugus, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill authorizing the Massachusetts Water Resources Authority to release easements upon certain real property in the town of Canton (House, No. 915), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4250). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Canton,— land.

Mr. Honan of Boston, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Wong of Saugus, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain easement in the town of Savoy (House, No. 4088), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4251). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Savoy,—  
land.

Mr. Honan of Boston, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Wong of Saugus, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill authorizing the Commonwealth of Massachusetts to convey a certain parcel of land to the Claremont Realty Trust in the city of Framingham (House, No. 4125), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4252). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Framingham,—  
land.

Mr. Honan of Boston, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Wong of Saugus, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

*Order.*

On motion of Mr. Mariano of Quincy,—

*Ordered,* That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Next  
sitting.

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At twenty-seven minutes after one o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.